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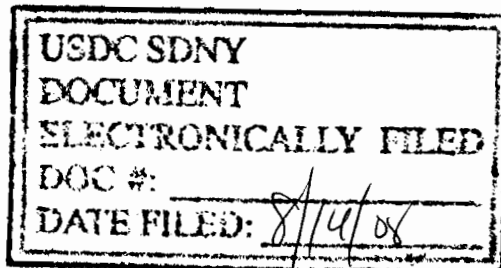
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August 6, 2008

VIA FACSIMILE ONLY
MEMORANDUM ENDORSED

Hon. Gabriel W. Gorenstein
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007



Re: Lydian Private Bank d/b/a VirtualBank v. National Settlement Agency, et al.
United States District Court, Southern District of New York
Case No. : 07-CJV-8173
KBR File No. : 209.260

Dear Judge Gorenstein:

This Firm represents Richard A. Left, a defendant in the above-referenced matter. We are writing to follow up on the Revised Scheduling Order dated August 4, 2008. Per my discussion with your law clerk, the Revised Scheduling Order my office faxed to the Court neglected to include the interim pretrial conference (scheduled for September 19, 2008) that was set forth in the original Pre-Trial Scheduling Order dated December 3, 2007. We are requesting that the Court adjourn the interim pretrial conference sine die. Thank you for your consideration.

Very truly yours,

KAUFMAN BORGEEST & RYAN LLP

Jonathan B. Bruno

SO ORDERED: *Gabriel W. Gorenstein*
GABRIEL W. GORENSTEIN
UNITED STATES MAGISTRATE JUDGE

cc: Charles R. Jacob, III, Esq. (via fax only)
Douglas J. Pick, Esq. (via fax only)

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